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PTO/SB/83 (06-03)

Approved for use through 11/30/2005. OMB 0651-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## REQUEST FOR WITHDRAWAL AS ATTORNEY OR AGENT

Application Number	10/689,779
Filing Date	October 21, 2003
First Named Inventor	Peter J. Hopper et al.
Art Unit	1775
Examiner Name	Stein, Stephen J.
Attorney Docket Number	100-23501 (P05712-C1)

To: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby apply to withdraw as attorney or agent for the above identified patent application.

The reasons for this request are:

Assignee National Semiconductor Corporation, previous owner of 100% of the interest in the above-identified patent application, transferred all right, title and interest in the above-identified patent application to Foveon, Inc. on February 10, 2005. (See attached copy of assignment). As a result, the below-signed attorney requests permission to withdraw in the above-identified case. Mark Grant (Reg. No. 36,151), attorney for assignee Foveon, Inc. has been provided with a complete copy of the prosecution file history, has been notified of a due date of March 17, 2005, and has been notified of this request to withdraw. (See attached copy of letter).

### CORRESPONDENCE ADDRESS

- The correspondence address is NOT affected by this withdrawal.
- Change the correspondence address and direct all future correspondence to:

Customer Number  

OR

Firm or Individual Name Foveon, Inc.

Address 2820 San Tomas Expressway

Address  

City Santa Clara State CA ZIP 95051

Country USA

Telephone 408-350-5100 Fax  

- This request is made on behalf of myself and
- all the attorneys/agents of record,
  - the attorneys/agents (with registration numbers) listed on the attached paper(s), or
  - the attorneys/agents associated with Customer Number

This request is enclosed in triplicate (including any attachments).

Name	Mark C. Pickering	Registration No.	36,239
Signature	<i>Mark C. Pickering</i>		
Date	March 2, 2005		

**NOTE: Withdrawal is effective when approved rather than when received. Unless there are at least 30 days between approval of withdrawal and the expiration date of a time period for response or possible extension period, the request to withdraw is normally disapproved.**

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



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This request is enclosed in triplicate (including any attachments).

Name <span style="border: 1px solid black; padding: 2px;">Mark C. Pickering</span>	Signature <span style="border: 1px solid black; padding: 2px;"><i>Mark C. Pickering</i></span>	Registration No. <span style="border: 1px solid black; padding: 2px;">36,239</span>
Date <span style="border: 1px solid black; padding: 2px;">March 2, 2005</span>		

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<input type="checkbox"/> Customer Number	<input type="text"/>
--	----------------------

OR

<input checked="" type="checkbox"/> Firm or Individual Name	Foveon, Inc.				
Address	2820 San Tomas Expressway				
Address					
City	Santa Clara	State	CA	ZIP	95051
Country	USA				
Telephone	408-350-5100	Fax			

- This request is made on behalf of myself and
- all the attorneys/agents of record,
  - the attorneys/agents (with registration numbers) listed on the attached paper(s), or
  - the attorneys/agents associated with Customer Number

This request is enclosed in triplicate (including any attachments).

Name	Mark C. Pickering	Registration No.	36,239
Signature		Registration No.	36,239
Date	March 2, 2005		

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**COPY**

## **ASSIGNMENT**

WHEREAS, National Semiconductor Corporation, a Delaware corporation, of 2900 Semiconductor Drive, Santa Clara, CA 95052, is the assignee and owner of  
**U.S. Patent Application No 10/689,779**  
**Imager With Improved Sensitivity**  
**Filed October 21, 2003**

WHEREAS, Foveon, Inc., a California corporation, having a place of business at 2820 San Tomas Expressway, Santa Clara, California 95051, is desirous of acquiring the exclusive right, title and interest in and to said invention and in and to the Letters Patent to be granted and issued therefore in the United States of America and its territories and possessions, and all countries foreign thereto;

NOW, THEREFORE, for a valuable consideration, the receipt of which is hereby acknowledged, National Semiconductor Corporation does sell, assign, transfer and set over unto said Foveon, Inc., its successors and assigns, the full and exclusive right, title and interest in and to said invention, and in and to any and all Letters Patent to be granted and issued therefore, not only for, to and in the United States of America, its territories and possessions, but also for, to and in all other countries including all priority rights under the International Convention; and National Semiconductor Corporation hereby authorizes and requests the Commissioner of Patents and Trademarks to issue said Letters Patent to said Foveon, Inc., its successors and assigns, in accordance with this Assignment

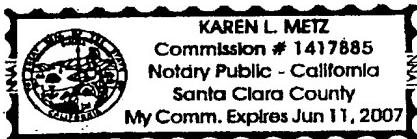
WITNESS MY HAND at Santa Clara, California, this 10<sup>th</sup> day of February, 2005.

## National Semiconductor Corporation

By John M. Clark III  
Title Sr. V.P., General Counsel and Secretary

On this 10th day of February, 200<sup>5</sup>, before me, a Notary Public,  
personally John M. Clark III, appeared  
known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is  
subscribed to the within instrument and acknowledged to me that he executed the same in his authorized  
capacity, and that by his signature on the instrument the person or the entity upon behalf of which the  
person acted, executed the instrument.

WITNESS my hand and official seal.



Karen L Mitz  
Notary Public

## Law Offices of Mark C. Pickering

50 Fifth Street, Suite 200, Petaluma, CA 94952  
Mailing Address: P.O. Box 300, Petaluma, CA 94953  
Phone: 707.762.5500, Fax: 707.762.5504, E-mail: [mark@mcpickering.com](mailto:mark@mcpickering.com)

March 2, 2005

VIA FEDERAL EXPRESS

Mark Grant, Esq.  
Foveon, Inc.  
2820 San Tomas Expressway  
Santa Clara, CA 95051

COPY

Re: U.S. RCE of Patent Application No. 10/689,779  
For **IMAGER WITH IMPROVED SENSITIVITY**  
NSC File: P05712-C1  
Our File: 100-23501

Dear Mark:

I received a copy of the February 10, 2005 assignment yesterday that transfers all ownership of the above-identified patent application from National Semiconductor Corporation to Foveon, Inc. I believe that we have previously provided you with a complete prosecution file history of this application. As a result, I have filed a request to withdraw on behalf on myself and all the attorneys/agents of record.

As you are undoubtedly aware from the USPTO correspondence that we forwarded to you on February 2, 2005, an Office Action was mailed in the above-identified application on December 17, 2004. As a result, the 3-month deadline to respond without incurring any extension of time fees is March 17, 2005.

Best regards,

*Mark*

Mark C. Pickering

MCP/rk  
cc: Mark Grant, Esq.  
14632 Golf Links Drive, Suite 200  
Los Gatos, CA 95032